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PTO/SB/01 (12-97)

Approved for use through 2/28/00. GMB 0551-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

Declaration Submitted with Initial Filing

OR Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number:	2727-110
First Named Inventor:	Wilfried Fischer
COMPLETE IF KNOWN	
Application Number:	09 / 602,440
Filing Date:	06/23/00
Group Art Unit:	2755
Examiner Name:	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

"Patch With Reduced Cold Flow"

The specification of which

(Title of the Invention)

is attached hereto

OR

was filed on (MM/DD/YYYY) **06/23/2000** as United States Application Number or PCT International

Application Number **09/602,440** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(e) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
DE299 11 111.3	Germany	06/25/1999	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

[Page 1 of 3]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

(July 1998)

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PTO/SB/01 (12-97)
Approved for use through 07/31/2000. OMB 0651-0032

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DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 35(c) of any PCT International application designating the United States of America, listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior art information which is material to patentability as defined in 37 CFR 1.56 which becomes available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT International application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Customer Number _____ → Place Customer Number Bar Code Label here
 Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number
Joseph C. Sullivan	18,720	Ronald E. Brown	32,200
Gerald Levy	24,419	John F. Gulbin	33,180
Ronald R. Santucci	28,988		

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.
Direct all correspondence to: Customer Number or Bar Code Label _____ OR Correspondence address below

Name Ronald R. Santucci
Address Pitney, Hardin, Kipp & Szuch LLP
Address 711 Third Avenue, 20th Floor
City New York State NY Zip 10017
Country U.S.A. Telephone 212-687-6000 Fax 212-682-3485

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: A petition has been filed for this unsigned inventor

Given Name (first and middle if any) Family Name or Surname
Wilfried Fischer
Inventor's Signature *W. Fischer* Date 23.10.00
Residence: City Munich State _____ Country Germany Citizenship German
Post Office Address Frankfurter Ring 193a,
Post Office Address _____
City Munich State _____ Zip D-80807 Country Germany

Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

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Approved for use through 6/30/92. OMB 0551-0202
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PTO/SB/02A (3-97)

DECLARATION

ADDITIONAL INVENTOR(S) Supplemental Sheet Page 3 of 3

Name of Additional Joint Inventor, If any:

A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])

Family Name or Surname

Hubert

Kaffl

Inventor's Signature

Date

23.10.00

Residence: City

Munich

State

Country

Germany

Citizenship

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Post Office Address

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Country

Germany

Name of Additional Joint Inventor, If any:

A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])

Family Name or Surname

Petra

Huber

DEC 14 2000

Inventor's Signature

Date

Residence: City

Munich

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Name of Additional Joint Inventor, If any:

A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])

Family Name or Surname

Clifton

Zimmermann

Inventor's Signature

Date

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Residence: City

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Country

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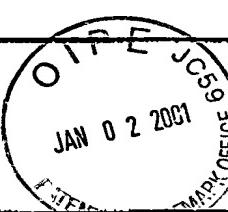
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(July 1998)

#3

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) AND 1.27 (c)) - SMALL BUSINESS CONCERN**

 Docket No.
2727-110

Serial No. 09/602,440	Filing Date 06/23/00	Patent No.	Issue Date
Applicant/ Wilfried Fischer, Hubert Kaffl, Petra Huber and Clifton Zimmermann Patentee:			
Invention: "Patch With Reduced Cold Flux"			
			

I hereby declare that I am:

- the owner of the small business concern identified below:
 an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Novosis Pharma AG

ADDRESS OF CONCERN: Franldfurter Ring 193a, D-80807 Munich, Germany

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above identified invention described in:

- the specification filed herewith with title as listed above.
 the application identified above.
 the patent identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed on the next page and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- no such person, concern or organization exists.
 each such person, concern or organization is listed below.

FULL NAME _____
 ADDRESS _____

Individual Small Business Concern Nonprofit Organization

FULL NAME _____
 ADDRESS _____

Individual Small Business Concern Nonprofit Organization

FULL NAME _____
 ADDRESS _____

Individual Small Business Concern Nonprofit Organization

FULL NAME _____
 ADDRESS _____

Individual Small Business Concern Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Dr. Fischer, Wilfried

President

TITLE OF PERSON SIGNING

OTHER THAN OWNER:

ADDRESS OF PERSON SIGNING: Frankfurter Ring 193a,

D-80807 Munich

Germany

SIGNATURE:  DATE: Aug. 16th, 2000